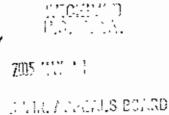


UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION III 1650 Arch Street Philadelphia, Pennsylvania 19103-2029



VIA FEDERAL EXPRESS

U.S. Environmental Protection Agency Clerk of the Board, Environmental Appeals Board Colorado Building 1341 G. Street, NW, Suite 600 Washington, D.C. 20005 May 10, 2005

Re:

In the Matter of Ronald H. Hunt, et al.

TSCA Appeal No. 05-01

Dear Madam:

As counsel for Appellee (Complainant) in the above-referenced matter, I have enclosed Appellee's response to Appellants' (Respondents) request to the Environmental Appeals Board for an opportunity for oral argument on this matter.

Sincercly,

Fames Heenehan

\$r, Assistant Regional Counsel

James Heenehan

ce: Bradley P. Marrs, Esq. Christopher G. Hill, Esq.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BEFORE THE ENVIRONMENTAL APPEALS BOARD

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In the Matter of:	ý	
)	TSCA Appeal No. 05-01
RONALD H. HUNT, ET AL.	j	
)	
Docket No. TSCA-03-2003-0285)	

Appeal by Respondents Ronald H. Hunt, et al., from an Initial Decision by Chief Administrative Law Judge Susan L. Biro, Dated March 8, 2005

APPELLEE'S RESPONSE TO APPELLANTS' REQUEST FOR ORAL ARGUMENT

May 10, 2005

COUNSEL FOR COMPLAINANT:

James T. Heenehan (3RC30) Joseph J. Lisa (3RC00) Assistant Regional Counsels U.S. Environmental Protection Agency 1650 Arch Street Philadelphia, PA 19103-2029 (215) 814-2640 (215) 814-2603 (fax)

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BEFORE THE ENVIRONMENTAL APPEALS BOARD

)	
In the Matter of:)	
) ,	
RONALD H. HUNT, ET AL.)	
)	TSCA Appeal No. 05-01
Docket No. TSCA-03-2003-0285)	
)	

APPELLEE'S RESPONSE TO APPELLANTS' REQUEST

FOR ORAL ARGUMENT

As counsel for Appellee (Complainant) in the above-referenced matter, I am responding to Appellants' (Respondents) request to the Environmental Appeals Board for an opportunity for oral argument on this matter. Appellee believes that oral argument for this case is unnecessary, that the issues are straightforward, and that these issues have been sufficiently addressed in the briefs filed with the Board by the parties. However, Appellee does not object to such oral argument if the Board believes oral argument would be of assistance to it in making its determination in this case.

Respectfully submitted,

Date: $\frac{5/10/05}{1}$

James Heenehan

Joseph J. Lisa III

Senior Assistant Regional Counsels

U.S. EPA Region III

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on the date provided below, I mailed by federal express the original and five true and correct copies of *Appellee's Response to Appellant's Request for Oral Argument* (TSCA Appeal No. 05-01) to:

U.S. Environmental Protection Agency Clerk of the Board, Environmental Appeals Board Colorado Building 1341 G. Street, NW, Suite 600 Washington, D.C. 20005

I also certify that on the date provided below, I served a true and correct copy of *Appellee's to Appellant's Request for Oral Argument* (TSCA Appeal No. 05-01) on the following party in the manner set forth below:

Federal Express:

Bradley P. Marrs, Esq.

Christopher Hill, Esq.

Meyer, Goergen & Marrs, PC 7130 Glen Forest Dr., Suite 305

Richmond, Va 23226

Respectfully submitted

Date: 5/10/05

James Heenehan

Joseph J. Lisa III

Senior Assistant Regional Counsels

U.S. EPA Region III

Counsels for Complainant